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ATTY DOCKET NO. FLU002/159803

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Jeremy B. Ross	Customer No.	23,444
Serial No.:	10/775,943	Art Unit:	2875
Date Filed:	February 10, 2004	Examiner:	Gunyoung T. Lee
For:	Flashlight Devices and Accessories	Attorney	159803/FLU002
		Docket No.	

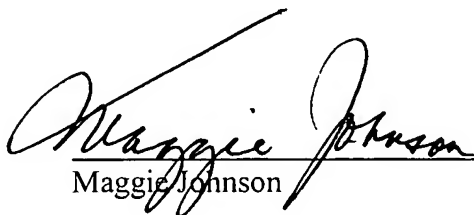
CERTIFICATE OF EXPRESS MAIL
Under 37 CFR 1.10

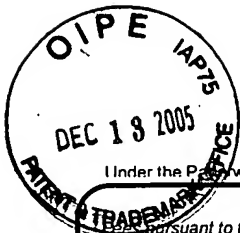
"Express Mail" No. EV 326181643 US
Date of Deposit: December 13, 2005

I hereby certify that this package containing:

1. Information Disclosure Statement by Applicant with Transmittal and one foreign reference;
2. Fee Transmittal;
3. Check in the amount of \$180; and
4. Postcard to be stamped and returned acknowledging receipt of this document

is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above with sufficient postage and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Maggie Johnson



PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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Effective on 12/08/2004.

Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 180.00

Complete if Known

Application Number	10/775,943
Filing Date	12/13/05
First Named Inventor	Jeremy B. Ross
Examiner Name	Gunyoung T. Lee
Art Unit	2875
Attorney Docket No.	FLU002/159803

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☒ Deposit Account Deposit Account Number: 50-0897 Deposit Account Name: Andrews Kurth LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

2. EXCESS CLAIM FEES**Fee Description**

	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 20 or HP = _____ x _____ = _____			

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims	Extra Claims	Fee (\$)	Fee Paid (\$)
- 3 or HP = _____ x _____ = _____			

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)
- 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____				

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Information Disclosure Statement

Fees Paid (\$)

\$180.00

SUBMITTED BY

Signature	<u>Douglas W. Rommelmann</u>	Registration No. (Attorney/Agent) 34418	Telephone 713.220.4697
Name (Print/Type)	Douglas W. Rommelmann	Date 12/13/05	

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Patent application:)	Customer No. 23,444
)	
Jeremy B. Ross)	Examiner: Gunyoung T. Lee
)	
Serial No. 10/775,943)	
)	Group Art Unit 2875
Filed: February 10, 2004)	
)	
For: Flashlight Devices and Accessories)	Docket No. 159803/FLU002NP

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R. § 1.56, Applicant wishes to bring to the attention of the Examiner the references listed on the enclosed Information Disclosure Statement. These references have not been previously submitted in this application, nor heretofore cited by the Examiner. A copy of the cited foreign reference is enclosed in accordance with 37 C.F.R. § 1.98.

The filing of this Information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to the patentability as defined in § 1.56(b).

This Statement is being submitted under 37 CFR 1.97(c) along with the required fee of \$180 as set forth in 37 CFR 1.17(p). It is believed that no additional fee is required for

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180.00 OP

consideration of the submitted item. However, should any additional fee be required, please charge such fee to Deposit Account No. 50-0897.

Respectfully submitted,

Date: 12/13/05

By: Douglas W. Rommelmann

Douglas W. Rommelmann

Reg. No. 34,418

Andrews Kurth LLP

600 Travis, Suite 4200

Houston, Texas 77002

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(713) 238-7187 (Facsimile)

Customer No. 23,444

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Application Number: 10/775,943
Filing Date: 02-10-04
First Named Inventor: Jeremy B. Ross
Group Art Unit: 2875
Examiner Name: Gunyoung T. Lee
Attorney Docket No.: 159803/FLU002NP

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U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. 1	U. S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines Where Relevant Figures Appear
		Number/	Kind Code			
		US-1,267,436		Martin	05-28-1918	
		US-1,307,456		Prahar	06-24-1919	
		US-1,527,792		French	02-24-1925	
		US-1,906,193		Vitale	04-25-1933	
		US-2,356,396		Gonseor	08-22-1944	
		US-3,112,889		Marmo et al.	12-03-1963	
		US-4,348,716		Storm et al.	09-07-1982	
		US-4,425,600		Barnhart	01-10-1984	
		US-5,040,322		Itarrey, Jr.	08-20-1991	
		US-5,064,988		E'nama et al.	11-12-1991	
		US-5,448,458		Smyly, Jr.	09-05-1995	
		US-5,522,167		Teetzel	06-04-1996	
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		US-5,628,555		Sharrah et al.	05-13-1997	
		US-5,632,548		Mayfarth	05-27-1997	
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		US-6,550,930		Portouche	04-22-2003	
		US-6,916,104		Parsons et al.	07-12-2005	
		2001/0048596		Kerr	12-06-2001	

**Examiner
Signature:**

Date

Considered:

***Examiner:** Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.** Assistant Commissioner for Patents, Washington, D.C. 20231.

**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

Application Number: 10/775,943
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First Named Inventor: Jeremy B. Ross
Group Art Unit: 2875
Examiner Name: Gunyoung T. Lee
Attorney Docket No.: 159803/FLU002NP

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		2002/0172034		Lawless	11-21-2002	
		2004/0012954		Hart	01-22-2004	
		2004/0032750		Watts et al.	02-19-2004	
		2004/0198336		Jancic et al.	10-07-2004	
		2004/0255361		Senter et al.	12-23-2004	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No. 1	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YY	Pages, Columns, Lines Where Relevant Figures Appear	T2
		Office/Number/Kind Code						
		GB	272758		Rodd	06-23-1927		

OTHER PRIOR ART - NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No. 1	Include name of the author (in CAPITAL LETTERS), title of the article (when applicable), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date page(s), volume-issue number(s), publisher, city and/or country where published.	T2
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**Examiner
Signature:****Date**

Considered:

*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

1 Unique citation designation number. 2 See attached kinds of U.S. Patent Documents. 3 Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). 4 For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. 5 Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. 6 Applicant is to place a check mark here if English language Translation is attached.

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